## PB# 98-28

# JIM SMITH CHEVROLET SITE PLAN

3-1-23

approved 10/6/98

	RECEIPT 98-28  RECTRIDITION JEM Smith Chevrolet Sales, One.  DO Bay 281-1/201den D. Y. 12586
	RECEIVED FROM Jem Smith Chevrolet Sales, Ins:
	Seven Hundred Fifty %00 — DOHARS \$ 750.00
	Seven Hundred Fifty 700 - BOHARS \$ 150.00
	FOR Sette Flam Corocc
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	DAIF Aug 20, 1998 RECEIPI
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	FOR + 15 95 28
	ACCOUNT HOW PAID Town Cook
	BEGINNING CASH CIRT 41902
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WilsonJornes 1989	DATE October 5, 1998 RECEIPT 98-38  RECEIVED FROM Jim Smith Chourslet
WisonJones 1989	DATE October 5, 1998 RECEIPT 98-38  RECEIVED FROM Jim Smith Cheurolet  Address O.D. Bax 281 - Walder, N. Y. 125-86
WilsonJones 1989	DATE October 5, 1998 RECEIPT 98-38  RECEIVED FROM Jim Smith Chousolet  Address O.O. Box 281 - Walder, N.Y. 12586  Tive Hundred Fifty-Six 1900 DOLLARS \$556.10
WilsonJones 1989	DATE October 5, 1998 RECEIPT 98-38  RECEIVED FROM Jim Smith Chausolet  Address O.O. Bax 281 - Walder, N.Y. 12586  Tive Hundred Fifty-Six 1900 Dollars \$556.10
- Carbonless - Terl, Twill trught, de settles two from	DATE October 5, 1998 RECEIPT 98-38  RECEIVED FROM Jim Smith Choursolet  Address O.D. Box 281 - Waldex, M.Y. 12586  Tive Hundred Fifty-Six. 1900 Dollars \$556.10  FOR 2% of Cost estimate (#27,805.00) Dagoerties fee
TEROOMES:	DATE October 5, 1998 RECEIPT 98-28  RECEIVED FROM Jim Smith Choursolet  Address P.D. Box 281 - Walden, N. Y. 12586  Twe Thurdred Fifty - Six 1900 DOLLARS \$5.56.10  FOR 26 of Cost estimate \$27,805.00 Dapportion fee
Corbonless - Test, TW ( Copp., et al. Cops., Fritt to	DATE October 5, 1998 RECEIPT 98-38  RECEIVED FROM Jim Smith Cheurolet  Address O. D. Box 281 - Walder, N. Y. 12586  Twe Hundred Fifty - Six 1900  FOR 2% of Cast estimate \$27,805.00 Dagoction fee  BIGINNING BALANCE 556 10 CASH AMOUNT BEGINNING 556 10 CASH BALANCE 556 10 CHECK #042395 BALANCE DUE - O - ORDER  BY DESCRIPT N. U. M. B. E. R.  PRECEIPT 98-38  RECEIPT 98-38  DOLLARS \$556.10  DOLLARS \$556.10  BY Mysa Massn, Secretary  BY Mysa Massn, Secretary
Corbonless - Test, TW ( Copp., et al. Cops., Fritt to	DATE October 5, 1998 RECEIPT 98-38  RECEIVED FROM Jim Smith Chausolet  Address P.D. Box 281 - Walder, N. Y. 12586  Twe Hundred Tifly - Six 1900 Dollars \$556.10  FOR 2% of Cast estimate \$27,805.00 Dapartion fee  ACCOUNT HOW PAID  BEGINNING 556 10 CASH PAID BALANCE -0 ORDER  BY DOCUME WAS BY Mason, Secretary  DECEMBER 1000 DOLLARS
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on old discovery of the contest of t	DATE October 5, 1998 RECEIPT 98-38  RECEIVED FROM Jim Smith Cheurolet  Address P. D. Bay 281 - Walder, N. Y. 12586  Twe Hundred Fifty Six 1900 Dollars \$5.56.10  FOR 2% of Cast estimate (\$27,805.00) Inspection fee  ACCOUNT HOW PAID  BALANCE 556 10 CASH BALANCE 556 10 CASH BALANCE -0 - ORDER  DATE OCT 5, 1998  RECEIPT 065645  RECHIVED FROM TIME SMITH CONTROLLED SOLES, 2nc
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MisonJones, 1989	DATE Cotoler 5, 1998  RECEIPT 98-38  RICEIVED FROM Jim Smith Cheurolet  Address P.D. Box 281 - Walder, N. Y. 12586  Live Hundred Lifty - Six 1900 Dollars \$556.10  FOR 26 of lost estimate \$27,805.00 Dagoetion fee  ACCOUNT HOW PAID  BRIANNIC 556 10 CHECK TOWNS 5
WilsonJones, 1989	DATE October 5, 1998 RECEIPT 98-38  RECEIVED FROM Jim Smith Cheurolet  Address P. D. Box 281 - Walder, N. Y. 12586  Live Hundred Tifly - Six 1/00 DOLLARS \$5.56.10  FOR 26 of lost estimate \$27,805.00 Daggeotion fee  ACCOUNT HOW PAID  BALANCI -0 - ORDER  DATE Oct 5, 1998 RECEIPT 0.65645  RECHVED FROM Jim Smith Cheurolet  ACCOUNT HOW PAID  BALANCI -0 - ORDER  DATE Oct 5, 1998 RECEIPT 0.65645  RECHVED FROM Jim Smith Cheurolet Soles, 9mc  Address  Cime Number of 8-28
Corbonless - Test, TW ( Copp., et al. Cops., Fritt to	DATE October 5, 1998  RECEIPT 98-38  RECEIVED FROM Jim Smith Chewrolet  Address P. D. Bax 281 - Walder, N. Y. 12586  Live Hundred Tifly - Six 1/20 Dollars \$5.56.10  FOR 26 of Cast estimate \$27,805.00 Daggestion fee  ACCOUNT HOW PAID  BALANCI 556 10 CASH AMOUNT STORE BALANCI - O - ORDER  DATE Oct 5, 1998  RECEIPT 065645



RICHARD D. McGOEY, P.E. WILLIAM J. HAUSER, P.E. MARK J. EDSALL, P.E. JAMES M. FARR, P.E.

Licensed in NEW YORK, NEW JERSEY and PENNSYLVANIA

## TOWN OF NEW WINDSOR PLANNING BOARD

**REVIEW COMMENTS** 

JIM SMITH USED CAR SALES/AUTO REPAIR 🕏 **REVIEW NAME:** 

**NYS ROUTE 207** PROJECT LOCATION:

SECTION 3-BLOCK 1-LOT 23

PROJECT NUMBER: 98-28

DATE: 9 SEPTEMBER 1998

**DESCRIPTION:** THE APPLICATION PROPOSES A CHANGE IN USE FOR THE

> SITE FROM RETAIL SALES AND AUTO REPAIR TO USED CAR SALES AND AUTO REPAIR. THE APPLICATION WAS PREVIOUSLY REVIEWED AT THE 26 AUGUST 1998

Main Office

(914) 562-8640 e-mail: mheny@att.net

☐ Regional Office 507 Broad Street

(717) 296-2765

45 Quassaick Ave. (Route 9W) New Windsor, New York 12553

Milford, Pennsylvania 18337

e-mail: mhepa@ptd.net

PLANNING BOARD MEETING.

The property is located within the Neighborhood Commercial (NC) Zoning District of the 1. Town. The proposed used car sales and rental car use is not permitted in this zone; however, the Applicant obtained a Use Variance for same on 13 July 1998. The Auto Service Repair Garage Use (Special Permit Use) is being continued.

The plan now includes a complete bulk table. The table appears correct, with the exception of two (2) corrections (B-7 building height is 23' max., and FAR is 0.5). The proposed site plan appears to comply with the minimum bulk requirements, with the exception of a pre-existing non-conforming condition.

2. The Applicant's Engineer/Land Surveyor has addressed all the remaining review comments from our office.

With regard to the lighting, the Applicant is obtaining such service from Central Hudson. Cut off rectangular type fixtures are proposed, with a total of eight (8) lighting fixtures to be installed in the rear parking area (for double-fixture lamp posts).

3. At this time, I am aware of no further outstanding issues from previous comments.

Respectfully submitted,

Mark J. Edsall, P.E. Planning Board Engineer

MJEnak

A:JSMĬŤH2.mk

# CENTRAL HUDSON GAS & ELECTRIC CORPORATION

610 LITTLE BRITAIN ROAD, NEW WINDSOR, N.Y. 12553-6114

September 3, 1998

Jim Smith P.O. Box 281 Route 208 Walden, NY 12586

Attn: Mike Belofski, Sr.

Subject:

Site Lighting

556 Little Britain Road

New Windsor

Dear Mr. Belofski:

As per our meeting yesterday, Central Hudson would be able to provide site lighting for the back parking lot at subject location. I have enclosed three sets of the site plan with the proposed fixture locations, calculated footcandle levels and photometric.

Included are the footcandle levels for "Final Proposal A" and "Final Proposal B". Both of these proposals utilize (8) eight 250 watt metal halide cutoff fixtures. The only difference is the direction in which the fixtures are mounted.

I hope that you find this information helpful. If you need additional information, please contact me at (914)563-4515.

Regards,

Jacqueline A. Dinkel

aguerina Dinino

Luminaire: \$17E 1.5 CONC DES 20 POLISHED REFL SS "B" FLAT GLASS LENS

Lamp MS2SO 250H 218SO LUMENS ... 81-28 CORTED LUMENS DE-RATED BY 10 DEG TILT FACTOR

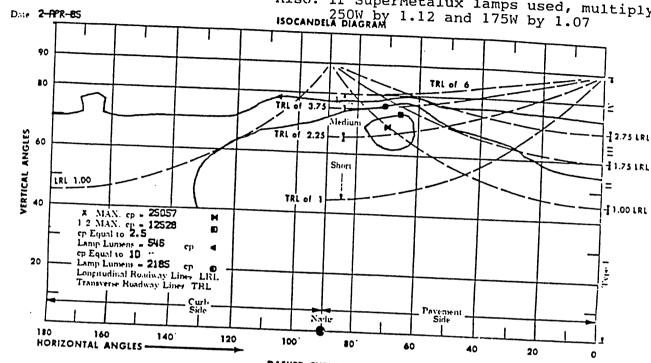
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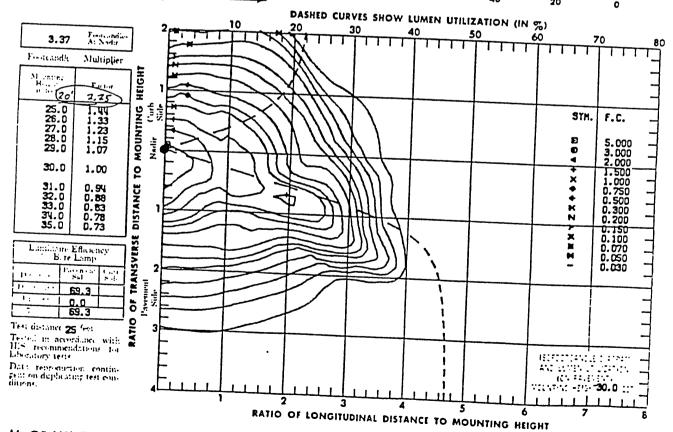
Concourse III Design 20 250W/MH, Type II MCO TEST No.

Note: For 175W/MH lamps,

multiply isolux by 0.68

Approved By-Also: If SuperMetalux lamps used, multiply





McGRAW-EDISON COMPANY

AREA LIGHTING DIVISION

RACINE, WISCONSIN 53406

Page 1 of 2

A Lighting Application Design & ANalysis
General Electric Company
GE Lighting Systems
Hendersonville, NC 28739 USA

mecibonville, ne 20/37 obn

PROVIDED BY:

Jackie Dinkel Central Hudson 284 South Avenue

Poughkeepsie, NY 12601

Phone: 914-486-5689 Fax: 914-486-5688

Jim Smith Chevrolet
New Windsor
Final Proposal

LUMINAIRE DECASHIELD 400 QTY PHOTO ID LUMENS DISTRIBUTION 8 8594 20500 M-C-II

ILLUMINATION SUMMARY Total Contributing Luminaires Maximum Array Value 7.67 Minimum Array Value 0.01 Avg Of 598 Array Points 1.90 > 100 Average/Minimum Ratio Maximum/Minimum Ratio > 100 Coefficient of Variance 1.12 Maximum Gradient Ratio 2.83

These computations may be based on specific information that has been supplied by the customer. It is the responsibility of the customer to verify that the actual lighting installation corresponds dimensionally to that on which this data is based.

Any deviations in the actual luminaire installation, lighted area geometry, and the introduction of obstructions within the lighted space may produce results that are different from the predicted values. Also, normal tolerances of supply voltage, lamp output, ballast and luminaire manufacture will effect results.

Ref: IES LM-61-1986 Identifying Operating Factors for HID Luminaires

9-03-1998 12:35:00 PM Illuminance Meter Array Meters are Aligned with Face Horizontal Jim Smith Chevrolet

Page 2 of 2

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A Lighting Application Design & ANalysis
General Electric Company
GE Lighting Systems
Hendersonville, NC 28739 USA

PROVIDED BY:

Jackie Dinkel Central Hudson 284 South Avenue

Poughkeepsie, NY 12601

Phone: 914-486-5689 Fax: 914-486-5688

Jim Smith Chevrolet New Windsor Final Proposal ( )

LUMINAIRE DECASHIELD 400 QTY PHOTO ID LUMENS DISTRIBUTION 8 8594 20500 M-C-II

ILLUMINATION SUM	MARY
Total Contributing Luminaires	8
Maximum Array Value	7.29
Minimum Array Value	0.01
Avg Of 598 Array Points	1.90
Average/Minimum Ratio	> 100
Maximum/Minimum Ratio	> 100
Coefficient of Variance	1.10
Maximum Gradient Ratio	2.73

These computations may be based on specific information that has been supplied by the customer. It is the responsibility of the customer to verify that the actual lighting installation corresponds dimensionally to that on which this data is based.

Any deviations in the actual luminaire installation, lighted area geometry, and the introduction of obstructions within the lighted space may produce results that are different from the predicted values. Also, normal tolerances of supply voltage, lamp output, ballast and luminaire manufacture will effect results.

Ref: IES LM-61-1986 Identifying Operating Factors for HID Luminaires

9-03-1998 12:20:03 PM Illuminance Meter Array Meters are Aligned with Face Horizontal Jim Smith Chevrolet

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Lower Left Corner: X = 0.00 Y = 0.00 Z = 0.00

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8594	20500	68.00	140.00	30.00	68.00	140.00	0.00 270.0
8594	20500	132.00	60.00	30.00	132.00	60.00	0.00 90.0
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8594	20500	128.00	140.00	30.00	128.00	140.00	0.00 270.0

## TO CENTRAL HUDSON:

I am ready to sign up for my Night Watchman security/area light! If you need any further information to	(Please choose from offerings on adjacent page.)
process my request you can reach me at:	Fixture type requested
Name (please print)	Lamp type ☐ HPS ☐ MH
Telephone Best time to call	Lamp watts
Central Hudson Account #(needed to process request)	Total fixtures requested
Address	Is new fixture to be mounted on existing utility pole?
City State Zip	☐ Yes ☐ No
City State Zip	If yes, please provide pole number(s)

Use space below to describe the area to be illuminated as well as proposed fixture placements. Please include approximate distances, structures, roads, existing poles and any other pertinent information.

Please use the space below for your illustration. (Draw over the faded example. Please use black ink.)

Detach Here, Refold, and Tape Closed for Mailing.

FIXTURE TYPE	Lamp Type	LAMP WATTS	Lumens	Area of Illumination	PRICE	Comments
	HPS	70	5,800	circle with 50' radius	\$ 9 .99	Requires mounting on utility pole. Good for general area lighting.
Pole Mounted Area Light						
B	HPS	70	5,800	30'x70'	\$ 9.99	Fixture mounted on existing
	HPS	150	16,000	60'x120'	14.69	utility pole.
	HPS	250	27,000	100'x200'	18.82	Classic roadway fixture.
COBRAHEAD	HPS	400	50,000	200'x300'	24.34	
Luminaire	HPS	1000	140,000	350'x550'	40.56	
A	MH	400	36,000	60'x120'	\$18.60	Used where color rendering
	МН	1000	110,000	60'x120'	32.40	is critical. Good application for facade lighting. (For non-residential applications)
Pole Mounted Floodlight						
	MH MH	175 250	14,000 20,500	30'x160' 30'x180'	\$22.90 27.75	This fixture includes a 35' fiber- glass pole. Used in parking lots and street lighting. Requires underground service. (25 feet
CUTOFF RECTANGULA	<b>L</b> R					supplied with fixture; additional underground service extra)
	HPS	70	5,800	circle with 30' radius	\$13.45	This fixture includes a 20' fiber- glass pole. Used in residential areas and walkways. Requires underground service. (25 feet
COLONIAL POST-TOP LUMINAIRE						supplied with fixture; additional underground service extra)

NOTES:

MH - Metal halide, HPS - High pressure sodium
An average 60 watt incandescent lamp provides 800 lumens.
Higher wattage fixtures provide higher illumination levels. "Area of Illumination" refers to minimum recommended illumination levels.

## JIM SMITH CHEVROLET SITE PLAN (98-28)

Allen Joseph, Esq. appeared before the board for this proposal.

MR. PETRO: Proposed used car repair shop on Route 207.

MR. JOSEPH: That's correct, we were here a couple weeks ago, I believe.

MR. PETRO: In this one, let's see, I know that we had reviewed this on 26 August, 1998 planning board meeting and you had to go the zoning board for a use variance which was acquired and that is on the map. The plan now includes corrected and complete bulk table table, appears correct with the exception of two corrections, B7 building height and another one, I guess you have to straighten it out with Mark, the applicant's engineer has addressed all the remaining review comments. I had a few last time myself. Do you want to go over them, Mr. Joseph, I had asked at the last meeting for you to comment on those.

MR. JOSEPH: Sure. We added some notes, there was lighting, I think you have the lighting plan.

MR. PETRO: Mark, did you review that?

MR. EDSALL: Yeah, I have a submittal we'll get into later, it's a submittal from Central Hudson.

MR. PETRO: It's acceptable then?

MR. EDSALL: Yeah.

MR. JOSEPH: We added the oil and chip surface.

MR. PETRO: In other words, the entire surface on this striped as shown in the plan?

MR. JOSEPH: That's correct, when we went before Mark at the workshop, he just wanted us to add the language about the double surface treatment and that's been added to the plan as well display parking was added. No, I'm sorry, the handicapped, there's a note here

that the handicapped sign exists on the building.

MR. LANDER: You also have the note for display vehicles only bays 19 through 31?

MR. ARGENIO: In front of the building right at the tip of your pen.

MR. JOSEPH: There it is, so that note's been added that the sign's already existing there, you don't want to know about the display vehicles because that is the leased lot, but we added it anyhow, although we were supposed to, John was supposed to indicate that these 12 through 15 were added display parking that could be perpendicular to the road instead of parallel. So we're probably going to have him submit just a revision with respect to that part. It's right here. Although, again, for planning board purposes, if I understood you correctly last time, what we do on a leased lot--

MR. PETRO: No bearing to this application because we can't use it in any legal manner. It's just one planter, what kind of landscaping have we done in the front? I know a lot of it's impervious ground and we can't do a lot, but some planters of some kind, did we do anything there?

MR. JOSEPH: There's one in the front which was existing. Basically, I don't think Jim has done anything more other than painting the area, cleaning up the area.

MR. PETRO: Not much you can do, I realize that, I'm not trying to be obstinate.

MR. JOSEPH: We're not really changing anything in the front, the only thing we're adding is the parking in the back. Everything that's in the front basically was existing.

MR. PETRO: Back to what I said last time, you're still before the board, it's a new application, I don't want to get into that rat race again.

MR. JOSEPH: I understand, like we told you last time

he did repaint all the buildings, resealed all the surfaces that are existing there, if any of you have gone by since he's been doing some work over there, looks a thousand percent better, I think, than it did before.

MR. PETRO: Doing work before a planning board approval? I'm only kidding.

MR. JOSEPH: He's optimistic.

MR. PETRO: I don't know the answer to this and I don't want to hold up the application, but I want to address to it some degree now that it's impervious ground, we have a Class A stream, I had asked to you, look into that and what did you come up with?

MR. JOSEPH: I think Mark had indicated that wasn't a problem.

MR. EDSALL: The discharge, you're not collecting it and not providing for any concentration, so your sheet flow, you're allowing the grassed areas still to provide a surface treatment before it gets to the stream, correct?

MR. JOSEPH: Yes,

MR. PETRO: So we're covered?

MR. EDSALL: Yeah, I mean I'm sure if it was a much larger parking lot and they had collection facilities, they'd have to get into the water quality structures before it can be discharged but I don't know that that is necessary here.

MR. PETRO: We're going to treat it is a non-issue.

MR. STENT: Correct.

MR. PETRO: Any other comments, Mark, other than that need to be addressed? I see you just have the corrections on the bulk table, the lighting plan, you can tell us about that.

MR. EDSALL: The lighting plan was from Central Hudson, they have provided two alternatives, both of which provide for 8 fixtures in the rear parking area, they are all 8 of those are rectangular type box fixtures, which is the board's preference. The only difference between the two is how they position the lights on the poles. It seems to give almost the same result. I don't know whether that makes any difference to us, but the lighting level appears reasonable and doesn't seem to provide any unnecessary glare or lighting onto the adjoining properties. So, I have no problem with it.

MR. STENT: There being no further comments, I move that we grant final approval to Jim Smith Used Car Sales.

MR. LUCAS: Second it.

MR. PETRO: Motion has been made and seconded that the New Windsor Planning Board grant final approval to the Jim Smith Used Car Sales Auto Repair subject to the bulk table being corrected with the two corrections and Mark's comments.

MR. EDSALL: Maybe you can, I'm just making sure that you've made a negative dec so that we can close the SEQRA for the application.

MR. JOSEPH: I think you did last time.

MR. EDSALL: We did.

MR. PETRO: At this time, are there any other comments from any of the board members? Ron, anything left? Roll call.

ROLL CALL

MR. ARGENIO AYE
MR. STENT AYE
MR. LANDER AYE
MR. LUCAS AYE
MR. PETRO AYE

#### PLANNING BOARD TOWN OF NEW WINDSOR

AS OF: 10/08/98

STAGE:

LISTING OF PLANNING BOARD ACTIONS

STATUS [Open, Withd]
A [Disap, Appr]

PAGE: 1

FOR PROJECT NUMBER: 98-28

NAME: JIM SMITH CHEVROLET APPLICANT: JIM SMITH CHEVROLET SALES, INC.

DATE	MEETING-PURPOSE	ACTION-TAKEN
10/06/98	PLANS STAMPED	APPROVED
09/09/98	P.B. APPEARANCE	APPROVED COND.
09/02/98	WORK SESSION APPEARANCE	NEXT AGENDA
08/26/98	P.B. APPEARANCE	REVISE & RET. TO WS
08/19/98	WORK SESSION APPEARANCE	SUBMIT

08/05/98 WORK SESSION APPEARANCE RET. TO W.S.

## PLANNING BOARD TOWN OF NEW WINDSOR

AS OF: 10/05/98

PAGE: 1

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## LISTING OF PLANNING BOARD FEES ESCROW

FOR PROJECT NUMBER: 98-28

NAME: JIM SMITH CHEVROLET

APPLICANT: JIM SMITH CHEVROLET SALES, INC.

DATE	DESCRIPTION	TRANS	AMT-CHG -AMT-PAIDBAL-DUE
08/19/98	REC. CK. #41923	PAID	750.00
08/26/98	P.B. ATTY. FEE	CHG	35.00
08/26/98	P.B. MINUTES	CHG	85.50
09/09/98	P.B. ATTY. FEE	CHG	35.00
09/09/98	P.B. MINUTES	CHG	18.00
10/02/98	P.B. ENGINEER	CHG	335.50
10/05/98	RET. TO APPLICANT	CHG	241.00
		TOTAL:	750.00 750.00 0.00

PLANNING BOARD
TOWN OF NEW WINDSOR

PAGE: 1

AS OF: 10/05/98

LISTING OF PLANNING BOARD FEES
4% FEE

FOR PROJECT NUMBER: 98-28

NAME: JIM SMITH CHEVROLET

APPLICANT: JIM SMITH CHEVROLET SALES, INC.

PLANNING BOARD
TOWN OF NEW WINDSOR

PAGE: 1

AS OF: 10/05/98

LISTING OF PLANNING BOARD FEES

APPROVAL

FOR PROJECT NUMBER: 98-28

NAME: JIM SMITH CHEVROLET

APPLICANT: JIM SMITH CHEVROLET SALES, INC.

DATE	DESCRIPTION	TRANS	AMT-CHG	-AMT-PAID -	-BAL-DUE
09/09/98	P.B. APPROVAL FEE	CHG	100.00		
10/05/98	REC. CK. #42394	PAID		100.00	
		TOTAL:	100.00	100.00	0.00

## SITE PLAN FEES - TOWN OF NEW WINDSOR (INCLUDING SPECIAL PERMIT)

ESCROW:  SITE PLANS (\$750.00 - \$2,000.00)\$  MULTI-FAMILY SITE PLANS:	APPLICATION FEE:
MULTI-FAMILY SITE PLANS: UNITS @ \$100.00 PER UNIT (UP TO 40 UNITS)\$ UNITS @ \$25.00 PER UNIT (AFTER 40 UNITS)\$ TOTAL ESCROW PAID:\$  * * * * * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * * * * * *
MULTI-FAMILY SITE PLANS:  UNITS @ \$100.00 PER UNIT (UP TO 40 UNITS)\$  UNITS @ \$25.00 PER UNIT (AFTER 40 UNITS)\$  TOTAL ESCROW PAID:\$  * * * * * * * * * * * * * * * * * * *	,
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TOTAL ESCROW PAID:\$  * * * * * * * * * * * * * * * * * * *	UNITS @ \$100.00 PER UNIT (UP TO 40 UNITS)\$
PLAN REVIEW FEE: (EXCEPT MULTI-FAMILY)  PLAN REVIEW FEE: (MULTI-FAMILY): A. \$100.00  PLUS \$25.00/UNIT  TOTAL OF A & B:\$  RECREATION FEE: (MULTI-FAMILY)  \$500.00 FER UNIT  Q \$500.00 FA. EQUALS: \$  NUMBER OF UNITS  SITE IMPROVEMENT COST ESTIMATE: \$27,805.00  2% OF COST ESTIMATE \$ 27,805.00  TOTAL ESCROW PAID:	UNITS @ \$25.00 PER UNIT (AFTER 40 UNITS)\$
PLAN REVIEW FEE: (EXCEPT MULTI-FAMILY) \$ 100.00  PLAN RÉVIEW FEE (MULTI-FAMILY): A. \$100.00  PLUS \$25.00/UNIT  TOTAL OF A & B:\$  RECREATION FEE: (MULTI-FAMILY)  \$500.00 PER UNIT  (\$ \$500.00 EA. EQUALS: \$  NUMBER OF UNITS  SITE IMPROVEMENT COST ESTIMATE: \$ 27,805.00  2% OF COST ESTIMATE \$ 27,805.00  2% OF COST ESTIMATE \$ 27,805.00  TOTAL ESCROW PAID:	TOTAL ESCROW PAID:\$
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NUMBER OF UNITS  SITE IMPROVEMENT COST ESTIMATE: \$ 27,805.00  2% OF COST ESTIMATE \$ 27,805.00 EQUALS \$ 556.10  Tospection Fee  TOTAL ESCROW PAID:\$ 750.00  TO BE DEDUCTED FROM ESCROW: 509.00  RETURN TO APPLICANT: \$ 241.00	$\Lambda$
2% OF COST ESTIMATE \$ 27,805.00 EQUALS \$ 556.10  Total escrow paid:\$ 750.00  To be deducted from escrow: 509.00  RETURN TO APPLICANT: \$ 24.00	NUMBER OF UNITS
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RETURN TO APPLICANT: \$ 24.00	TOTAL ESCROW PAID:\$_750.00_
	TO BE DEDUCTED FROM ESCROW: 509.00
ADDITIONAL DUE: \$	RETURN TO APPLICANT: \$ 24.00
·	ADDITIONAL DUE: \$



P.O. BOX 281 • ROUTE 208 • WALDEN, N.Y. 12586 (914) 778-5545

September 28, 1998

### ESTIMATE OF COSTS

Jim Smith Certified Used Cars & Auto Repairs RTE 207 New Windsor, NY 12553

1.) Oil & Chip \$15,000.00

2.) New Sign 400.00 See below

3.) New Fence 2,000.00

4950 sy oil chip @ 3.5 = 17,325 Striping 110 spaces@ \$8 = 880 1ight ang. 8@ 900 = 7200 site ripe fence = 2500

20 = \$556.10

98 . ...

RECEIVED SEP 2 9 1998

### PLANNING BOARD TOWN OF NEW WINDSOR

PAGE: 1

AS OF: 09/09/98

LISTING OF PLANNING BOARD AGENCY APPROVALS

FOR PROJECT NUMBER: 98-28

NAME: JIM SMITH CHEVROLET APPLICANT: JIM SMITH CHEVROLET SALES, INC.

	DATE-SENT	AGENCY	DATE-RECD	RESPONSE
REV1	09/04/98	MUNICIPAL HIGHWAY	09/04/98	APPROVED
REV1	09/04/98	MUNICIPAL WATER	09/08/98	APPROVED
REV1	09/04/98	MUNICIPAL SEWER	/ /	
REV1	09/04/98	MUNICIPAL FIRE	09/09/98	APPROVED
ORIG	08/19/98	MUNICIPAL HIGHWAY	08/21/98	APPROVED
ORIG	08/19/98	MUNICIPAL WATER	08/21/98	APPROVED
ORIG	08/19/98	MUNICIPAL SEWER	09/04/98	SUPERSEDED BY REV1
ORIG	08/19/98	MUNICIPAL FIRE	08/25/98	APPROVED

#### PLANNING BOARD TOWN OF NEW WINDSOR

AS OF: 09/09/98

LISTING OF PLANNING BOARD SEQRA ACTIONS

FOR PROJECT NUMBER: 98-28

NAME: JIM SMITH CHEVROLET

APPLICANT: JIM SMITH CHEVROLET SALES, INC.

	DATE-SENT	ACTION	DATE-RECD	RESPONSE
ORIG	08/19/98	EAF SUBMITTED	08/19/98	WITH APPLICATION
ORIG	08/19/98	CIRCULATE TO INVOLVED AGENCIES	/ /	
ORIG	08/19/98	LEAD AGENCY DECLARED	08/26/98	TOOK LEAD AGENCY
ORIG	08/19/98	DECLARATION (POS/NEG)	08/26/98	DECL. NEG. DEC.
ORIG	08/19/98	PUBLIC HEARING	08/26/98	WAIVE PUB. HEAR.
ORIG	08/19/98	AGRICULTURAL NOTICES	/ /	

PAGE: 1

AS OF: 10/02/98

CHRONOLOGICAL JOB STATUS REPORT

PAGE: 1

JOB: 87-56 NEW WINDSOR PLANNING BOARD (Chargeable to Applicant) CLIENT: NEWWIN - TOWN OF NEW WINDSOR

TASK: 98- 28

FOR WORK DONE PRIOR TO: 10/02/98 ------DOLLARS-----TASK-NO REC --DATE-- TRAN EMPL ACT DESCRIPTION----- RATE HRS. TIME EXP. BILLED BALANCE 98-28 143537 08/19/98 TIME MJE WS JIM SMITH 75.00 0.40 30.00 98-28 143539 08/20/98 TIME MC SMITH S/P W/DRAGO 75.00 MJE 0.30 22.50 98-28 143883 08/25/98 TIME MCK CL JIM SMITH RVW COMMEN 28.00 0.50 14.00 98-28 144602 08/25/98 TIME MJE MC SMITH S/P 75.00 0.80 60.00 75.00 98-28 144606 08/27/98 TIME MJE MC SMITH TC/ATTY 0.30 22.50 98-28 145249 09/02/98 TIME MJE WS JIM SMITH 75.00 0.40 30.00 98-28 145250 09/03/98 TIME MJE MC SMITH W/BI 75.00 0.30 22.50 98-28 144635 09/09/98 TIME MJE MM JIM SMITH SP COND AP 75.00 7.50 0.10 09/09/98 TIME MCK CL SMITH RVW COMMENTS 28.00 14.00 98-28 144884 0.50 98-28 145721 09/09/98 TIME MJE MC JIM SMITH S/P 75.00 0.50 37.50 \_\_\_\_\_ 260.50 98-28 145125 09/11/98 BILL 98-1016 9/18/98 -170.50 -170.50 MC SMITH SITE EST REV 75.00 0.50 37.50 98-28 146475 10/02/98 TIME MJE 98-28 146476 10/02/98 TIME MJE MC FINAL PLAN REV 75.00 0.50 37.50 TASK TOTAL -170.50 165.00 335.50 0.00

GRAND TOTAL

335.50

0.00

-170.50

165.00

#### JIM SMITH CHEVROLET SITE PLAN (98-28) ROUTE 207

Allen Joseph, Esq. appeared before the board for this proposal.

MR. PETRO: I know that you have been to the zoning board and you've got a use variance, is that correct?

MR. JOSEPH: My name is Allen Joseph, I'm the attorney for Jim Smith. Jim Smith is present also. Jim Smith has a lease with option to purchase from Acunzo, the actual owner of the property. Part of the lease itself is contingent upon the approvals that we got from the ZBA, as well as approval from the planning board because what Jim's ultimate desire is to purchase the property probably about six months down the line as soon as things are in order.

MR. PETRO: Are you the engineer or an attorney?

MR. JOSEPH: I'm an attorney.

MR. LANDER: Is this right next to Big Saver?

MR. JOSEPH: Yes, in fact, there's already been a substantial amount of face lift done to the property, blacktopped area has been resealed and painted, paint will happen next week, okay, lines will be repainted next week, the buildings themselves have been repainted.

MR. LANDER: What's in the rear yard as far as pavement?

MR. JOSEPH: Right now, what was done was Item 4 was laid down and rolled out, that is going to be the used car area. In fact, part of the application we were going to ask today was to, in the event that the planning board gives us approval, since it's only going to be for the used cars to be parked on it, it's not actual parking, to hold off on the blacktopping. Obviously, Jim doesn't want to put \$30,000 into a piece of property that he doesn't own. I don't know that it really needs to be paved at the present time. Again, it's not a parking lot, it's going to be only for the

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demo for the parking of the cars that are for sale.

MR. LANDER: So, it is not going to be a sales area, the general public would not have access to these cars?

MR. JOSEPH: Well, general public is going to have access to look around at the cars, but they are not going to be driving through there.

MR. LANDER: The thing is walking, that is where the concern comes, the general public is going to walk back here, handicapped people, so that's why we ask that question. We always ask for a dust free surface so continue.

MR. PETRO: That could be a major stumbling block, not being paved, only because if you were going to use it use strictly for storage or strictly for the internal use of your operation, that's fine, but once the public is allowed on the site, and to mingle through and go through, we have been recently, well, for a while asking that it be as Ron says dust free surface.

MR. LANDER: Ever since I have been here, Mr. Chairman, that's '87.

MR. STENT: Could it be oil and chip?

MR. PETRO: Dust free surface, I guess that's all right. We can come back to that. I want to see there's so many other things I want to take a look at. Did you get a copy of Mark's comments?

MR. JOSEPH: No.

MR. PETRO: Cause he has seven comments with some A's and B's and C's and D's, that's quite a bit, some are procedural.

MR. EDSALL: I'd say most of them are procedural.

MR. PETRO: Okay, all right, the bulk table obviously if it's incorrect has to be changed and made proper.

MR. LANDER: What size are the parking spots, do you

know?

MR. PETRO: Ten by twenty it has on here.

MR. EDSALL: He's showing the old size. I spoke with Mr. Dragon, but he felt that the larger size with the old aisle width which is equivalent would be fine.

MR. LANDER: John Dragon?

MR. EDSALL: John Dragon, and that is who prepared the plan.

MR. LANDER: You can fit more spaces, there's an existing sewer easement on the property, too.

MR. EDSALL: Two of them.

MR. JOSEPH: Yeah, there's two of them that have to be located on the plan. I don't know if the town has, John Dragon called me about that, I have nothing actually, anything that I got from Mr. Acunzo with respect to the location, I don't know if the town has anything.

MR. LANDER: Is your easement on this property, I think it's right where these parking spaces are. There was a question about that one other time.

MR. JOSEPH: Well, there's a sewer easement that is on there, the 20 foot wide sewer easement that those are not, those parking spots are not parking spots basically, when we were at the first workshop with Mark, he had a concern, the parking spots, if you look at the lower right-hand side, from the telephone lease, if things work out, we'll probably end up having to purchase that property from the telephone cause that is all it is, just a little strip like that. If you look at the notes and the map, this came from Mark's comments, they wanted some kind of parking shown up here in the event that we thought that this lease was not renewed beyond 2020 I think is something like 2020 is when it actually expires, so that it rather than having to come back and ask for something, some modification the plan calls for that.

MR. LANDER: Would you have enough parking spaces if you didn't have the 13 spaces or I shouldn't say that, 9 spaces out in front because you can't lease parking spaces from the adjoining property owner, you can lease space, but you can't lease parking spaces.

MR. PETRO: Let's direct that question to Mark.

MR. EDSALL: What we did was I recognize that there was an existing easement and there was an existing site plan approval, but I asked them to show on the plan if they lost those spaces, reserve another strip to put them in and that's what these spaces on the east side of the property line on the property are showing, they'll use those for customer parking if they lose the other one.

MR. JOSEPH: And the original site plan, it was approved and is in effect and on file here as these leased spaces, this leased spot is not something new to this proposal. That is on the original existing site plan that was approved in '86 or '88 by the planning board.

MR. LANDER: I was here in '87, I remember this plan when it came in and as far as parking spots being leased, I would rather doubt it. I'm not saying you're not telling me what's true.

MR. PETRO: Well, you can't lease them anyway, the fact that they--

MR. KRIEGER: If you have enough with the additional ones, then it's immaterial.

MR. EDSALL: Either way it works.

MR. PETRO: But the additional ones as the plan is shown is not paved and we're back to that issue so obviously, if they are required parking spots, no matter what, whether it's leased property or not, they are going to have to be paved to conform to the site plan. We cannot count those leased spaces as being paved spaces. Where is your display?

- 1

MR. SMITH: In the back of the building.

MR. PETRO: The whole entire big piece in the back, there's no cars up front?

MR. SMITH: There's only room, he has a planter in the middle of the front entrance, there's only room for four cars up front, we did agreed earlier, we'd only put one or two cars just to show that there were cars available but that would not be a major area.

MR. PETRO: The one or two cars would be in the one or two spot in the front of building that would be display cars?

MR. JOSEPH: We're talking about putting display cars on the leased part.

MR. SMITH: No, that is part of our property.

MR. JOSEPH: You're talking about the one and two spot right here?

MR. SMITH: Right in the front.

MR. PETRO: You have handicapped out of the four spots, two of them are going to be for display. Mark, if you take those two spots out also if they are display spots, you still have ample parking. Obviously, they do, if you take into consideration all the spots but all the spots are not paved.

MR. BABCOCK: Right, number 1 and 2 are designated right now as parking spots, not display spots, so if we take number 1 and 2 as a display, you have to have more in the back for display that's going to come up when we talk about the surface back there.

MR. PETRO: Mr. Joseph, do you understand what I am trying to say? You're designating something as a parking spot.

MR. JOSEPH: We're not taking the one and two parking spots, if you look down.

MR. PETRO: Mark, how many parking spots are required for this site and is it on the plan?

MR. EDSALL: Let me check to see if we calculated it. They are showing 18 required.

MR. BABCOCK: And 18 provided.

MR. PETRO: Where are the 18 spots? I don't understand.

MR. EDSALL: 1 through 18, the 3 in the front, 4 through 13 are on the leased parcel and 14 through 18.

MR. PETRO: We lost ten so we're ten spots short, so we have 8 spots provided and out of that, you only have 2 that are blacktopped so you need no matter what.

MR. BABCOCK: 4 through 13 is blacktopped now.

MR. PETRO: Yeah, but it's not on their property.

MR. JOSEPH: But the concern I have this was already, that was already approved, we're not doing anything different than taking over.

MR. PETRO: You're here for a special use permit. Anytime you're back, we can re-review anything.

MR. JOSEPH: I understand that but since it was granted originally--

MR. PETRO: Variance only was concerned with the used cars, special use permit is going to be with the garage and gives us a chance to look at it.

MR. JOSEPH: No, special use permit, the garage has already been permitted, that is a permitted use car repair has already been permitted.

MR. PETRO: Garage use is under special use permit.

MR. EDSALL: That is a special use permit in the zone, the service repair garage.

MR. JOSEPH: That's already been approved, that is an existing use.

MR. PETRO: That is correct, but still you're back before the board, so we can re-review it once you're before the board, that is what we're doing.

MR. JOSEPH: Okay.

MR. PETRO: I'm not saying it's going to give you a problem, we need to resolve the parking issue. You have ample places to park. Bottom line, you're going to have to blacktop. Once you do that, all these little things we're going about are just going to vanish because you're going to have more than enough parking.

MR. LANDER: States here we have 114 spaces, so if we only need 18, you need 18 that are blacktopped.

MR. BABCOCK: The question here is that we have 1, 2, 3 spaces that are owned by this applicant that is blacktopped now.

MR. PETRO: That is the point I was trying to make before.

MR. BABCOCK: They can accomplish 18 more spaces or the other difference of 18 in the back, so the theory is is that whatever the board decides is for a dust free surface in the back, they just have to renumber them and then if they do acquire the property from the telephone company, it becomes their property and it's parking and they are going to use it now anyway because they do lease it.

MR. PETRO: When I look at this plan, I don't even see those spots. I wish they weren't even drawn there, it's meaningless, look at this site plan I'm looking at the plan, the property that you are on, you're the applicant, we're not looking at the other property. If you had a 500 year lease, it's immaterial because something comes up, you're an attorney, you know and something happens and they are not there tomorrow.

MR. STENT: Can't they take and blacktop their parking spot 14 on the side and pick 'em up right there and go with the letters of the alphabet and pick up 15 spots?

MR. PETRO: If we feel that only the required parking is going to be needed to be blacktopped. Mark?

MR. EDSALL: Just a suggestion. I think Ed touched on it, the possibility of taking the rear parking lot and having them oil and chip it and under my comments, I suggested that you consider asking them to treat it to the same surface and structure as a private road which you have done in some other cases where you have a large parking area which is not regularly frequented by customer vehicle traffic, I believe Air Products is one example, you had the front area paved which in this case, it is already in the rear area and had them put in a good oil and chipped parking area and that can be swept up and striped.

MR. LANDER: We're not sitting here pulling this stuff out of the air, I think if you look in the code book, does say it has to be dust free surface.

MR. EDSALL: Got to be dust free surface, minimum surface you've always had was the equivalent of a private road.

MR. JOSEPH: We can take care of that.

MR. PETRO: I'm a little sensitive to one thing, oil and chip the whole thing?

MR. JOSEPH: Yes, we can do that.

MR. PETRO: That is leased property and maybe we don't need to do the whole thing, but if they are willing to do it, I might as well keep my mouth shut.

MR. SMITH: Can we do it just for the parking spots and leave the other area alone?

MR. EDSALL: I don't think the law allows it, to be very honest with you.

MR. JOSEPH: What about well if we didn't use all 114, we're only talking about 40 cars.

MR. SMITH: 40 to 50 to start.

MR. JOSEPH: If we oil and chipped all the area up to the first 40 or 50 display, would that--

MR. PETRO: I don't know how we would be able to enforce that. Now you're telling us you're not going to put anything on the remainder of the property. You ride by after two months, you're through planning board and it's just natural that anybody will start using the rest of the property. I bring my sister over there, she's looking for a car, and she's wandering over onto the site and you're walking on shale, not walking on delineated parking areas, that's the problem.

MR. JOSEPH: Because if we put cars off of that oil and chip delineated area then we'd be in violation of code and we'd be cited.

MR. PETRO: Only way I can see you doing it is if you actually fence the area that you are not using for storage vehicles, only fenced, you know, in other words, no--

MR. JOSEPH: Probably easier just to oil and chip it.

MR. PETRO: We've done that in town, ride by and see cars parked and they are on shale, but there's no public allowed. You can do the same.

MR. EDSALL: I'd be careful walking there, don't forget for a permanent plan approval, the fire inspector's office wants access for emergencies. Now, you're going to where you're parking vehicles on a permanent approval on an unfinished surface, that is not what the fire inspector approved. We spoke at the workshop and I think the greater percentage of the cost comes from the placement of the shale sub-base, the oil and chip is not a significant amount of money relative to putting in the sub-base.

MR. PETRO: Oil and chip for the required parking spots.

MR. EDSALL: What I am suggesting is you look at the entire rear parking lot oil and chip and that can be kept dust free and can be striped and it works.

MR. STENT: Therefore, he wouldn't have to blacktop the spots I was talking about, oil and chip would be fine.

MR. LANDER: The only space that has to be blacktopped is the handicapped spot.

MR. BABCOCK: Which is now.

MR. LANDER: So you don't have to worry about that.

MR. STENT: Make a motion we declare lead agency.

MR. LANDER: Second it.

MR. PETRO: Motion has been made and seconded that the New Windsor Planning Board declare lead agency for the Jim Smith used car sales auto repair site plan on Route 207. Is there any further discussion from the board members? If not, roll call.

#### ROLL CALL

MR. ARGENIO AYE
MR. STENT AYE
MR. LANDER AYE
MR. PETRO AYE

MR. STENT: Did you mention that you were to the zoning board prior to coming here?

MR. JOSEPH: We were at the zoning board, yes.

MR. STENT: Was there a public hearing?

MR. JOSEPH: Yes, I was going to ask that the public hearing here be waived. There was a public hearing held, nobody showed up. Mr. Krieger was there, in fact there was no opposition to the request for the

variances and therefore, I would ask that this board waive the public hearing in this case.

MR. KRIEGER: My recollection, Mr. Stent, is that is correct, there was nobody at the public hearing, nobody spoke.

MR. PETRO: Nobody at a public hearing for a use variance, that's just incredible.

MR. LANDER: We have telephone company next door, a former gas station next door to that, the ASPCA, and Chet Palazzo's property if Chet's still alive.

MR. BABCOCK: Yes, he is.

MR. LANDER: And he didn't show up?

MR. STENT: And a bar across the street.

MR. STENT: I move we waive the public hearing.

MR. ARGENIO: Second it.

MR. PETRO: Motion has been made and seconded that the New Windsor Planning Board under its discretionary judgment waive the public hearing for the Jim Smith used car sales auto repair site plan on Route 207. Is there any further discussion from the board members? If not, roll call.

#### ROLL CALL

MR. ARGENIO AYE
MR. STENT AYE
MR. LANDER AYE
MR. PETRO AYE

MR. PETRO: We have highway approval 8/21/98 and fire approval on 8/25/98.

MR. STENT: Was this a gas station before?

MR. JOSEPH: No.

MR. BABCOCK: Auto repair and retail.

MR. EDSALL: Front building was auto parts sales and rear was repair shop.

MR. PETRO: Are you the owner?

MR. SMITH: Yes.

MR. PETRO: You're looking to purchase the property so obviously have you done any inquiring like with the DEC?

MR. SMITH: Yes, I had a survey done and everything came up a hundred percent.

MR. PETRO: Who was the contact at DEC, was it Joe McCarthy?

MR. JOSEPH: It wasn't DEC, it was private.

MR. PETRO: What did they do, test borings?

MR. SMITH: Yes.

MR. PETRO: Provide that information to the secretary, you just want to have something in the minutes or in the file. Mark?

MR. EDSALL: Yes, sir.

MR. PETRO: I just want to have something in the file.

MR. SMITH: I can drop that off.

MR. PETRO: And your motion.

MR. LANDER: I made a motion.

MR. ARGENIO: Second it.

MR. PETRO: Motion's been made and seconded that the New Windsor Planning Board declare negative dec under the SEQRA process for the Jim Smith used car sales auto repair site plan on Route 207. Is there any further

discussion from the board members? If not, roll call.

ROLL CALL.

MR. ARGENIO AYE
MR. STENT AYE
MR. LANDER AYE
MR. PETRO AYE

MR. PETRO: Once again, the display vehicles you're only going to have the two in the front of the building?

MR. SMITH: Correct.

MR. JOSEPH: Basically, what he is talking about displaying if you see where the planter is, and I guess maybe we're going to have to have John draw where the display is going to be to the left of the planter where the curb is.

MR. PETRO: Going to be on DOT property or on the roadway coming in, you might not want to do that.

MR. JOSEPH: That is all blocked off, you can't go through there though.

MR. STENT: You're showing it on the leased property again.

MR. PETRO: Even if he puts it on his own, this has already been to the fire inspector, you have that flow of traffic. If you put a spot there, we have to start from scratch again. I think you ought to leave it alone in reality when you get there, if you can fit a car and it's not blocking anything, the fire inspector doesn't object to it, that is one thing. I'm not telling you you can do that or you can't, that is in reality if he comes there and says it's not on the site plan, please move it, you have to move it.

MR. JOSEPH: That's fine.

MR. STENT: Do you have a sign?

MR. EDSALL: Understand that, Mike, if the car's in the way, he's going to have to move it?

MR. BABCOCK: Yeah, Mr. Chairman, talking about the display, I think we really should have something that says display on it so that there is no misconception when Mr. Smith wants to display his car there and I go there and say wait a minute, that's not a display area, that's parking number 1.

MR. PETRO: That is on the first two spots he's saying he's not going to use them.

MR. BABCOCK: Wherever he would like to display cars, he really needs to show it so that I have something to refer to if somebody says to me he's got too many cars in the front, I know where I can go as far as display. Right now, this plan shows no display in the front.

MR. PETRO: This is my point, he can leave it like this, he's got all the display he wants in the rear.

MR. BABCOCK: None in the front.

MR. PETRO: If he does park a couple cars and somebody complains, your department, fire department, he ha to move them. If he wants to take the chance or draw them on there, if he draws them, I think they are going to be in the way, it goes back to the fire inspector, how are they going to get in and out of there?

MR. EDSALL: One and two are you're saying on the other side?

MR. PETRO: West side or north side there.

MR. BABCOCK: I think it should be laid out as far as I think it would be less confusing there if there was an area that said display on it.

MR. PETRO: If he has an area other than on the leased land.

MR. BABCOCK: If he doesn't have an area, he cannot display them, it's as same simple as that.

MR. JOSEPH: We can put it on the leased property and you don't want to know about that, do whatever we want there.

MR. PETRO: See where it says paved, put display underneath and I think you'll be all set.

MR. JOSEPH: Okay.

MR. PETRO: Mike, he's going to put display on the leased area from number 14 up in that blank area.

MR. BABCOCK: That's fine.

MR. PETRO: Now, you know that that is the spot if he encroaches a little bit over the property line, somebody has to go there with a ruler and figure it out.

MR. STENT: Is there going to be a sign on this property?

MR. JOSEPH: Yeah, you should have, I think there's not going to be a freestanding sign, there's a sign on the side of the building that's already there and there's going to be an awning sign.

MR. SMITH: No poles or anything.

MR. PETRO: The curbing, you're not doing anything with, it's existing?

MR. BABCOCK: Yes.

MR. LANDER: It's not supposed to be over 30 or 35.

MR. PETRO: Okay, I'm getting, I'm wandering here a little bit. You're going to change the plan to show us paving or tar and chip dust free surface in the rear, you're going to show us delineate the required number of parking spots on your site in those newly paved spots. Once again, the leased property won't have any effect so you can't show those spots.

MR. BABCOCK: He's going to show display there.

MR. PETRO: Add that word to your map wherever you're going to display a car, show it. I would suggest stay away from the flow of the traffic to the property, otherwise, it's going to get picked up, that is the spot we're talking about, I think that is where he wanted it to go in the first place.

MR. JOSEPH: Yes, what we may do if it's acceptable because again, we're planning on ultimately purchasing this property and rather than having to file a modified site plan or whatever, we might save us some time even if we number these other parking spots.

MR. PETRO: You can number them, exclusive of the required.

MR. BABCOCK: Instead of numbering them, why don't you just say display if you'd like to display cars there.

MR. JOSEPH: Use the whole thing display.

MR. BABCOCK: Yes, don't use those as your numbers, use the few in the back and you've got more than enough.

MR. PETRO: I think that you're going to have to change the bulk table.

MR. EDSALL: My comments.

MR. PETRO: Take Mark's comments and get together with him.

MR. JOSEPH: I'll get them over to John Dragon and have him make the necessary changes.

MR. PETRO: Any screening on the property at all? A.S.P.C.A. that is all woods back there, that I know, correct?

MR. JOSEPH: Yes.

MR. PETRO: Palazzo that goes up the hill and he's got a lot of junk.

MR. SMITH: All kinds of junk.

MR. LANDER: There's a fence in the rear of the existing repair shop, is there a fence that goes across there?

MR. SMITH: There's an old wood fence that we're taking down and putting up a new one because it's collapsing and rotted so we're going to where the old fence was we're going to continue right across on a, we're going to put up a sliding gate so nobody can access the lot during non-business hours.

MR. PETRO: Two other questions and we're done. How do you plan on doing drainage off the parking lot? There's no topo on the plan. I happen to know that it tapers to the stream, so you are going to do a sheet flow right to the stream, is that how you're planning on doing that?

MR. JOSEPH: Yes.

MR. PETRO: Mark, do you see any problems with that?

MR. EDSALL: No, not at all.

MR. PETRO: How do you plan on lighting this now open to the public area?

MR. EDSALL: I received at the workshop a copy of some preliminary information from Central Hudson and you'll note in my comment 2C that I am asking that Central Hudson provide a lighting plan in similar fashion to what you've done in the past when they do a lighting design.

MR. JOSEPH: That's been requested.

MR. EDSALL: All I received was a copy of a letter and a copy of information on the specific fixture so until I see the lighting plan, I don't really know.

MR. PETRO: So at this point, it's forthcoming?

MR. EDSALL: Yes.

MR. PETRO: Any other questions from the board members?

MR. LANDER: You're going to lease the lights and poles from Central Hudson or buy them, whatever?

MR. SMITH: Yes.

MR. PETRO: Any other questions of us? I think we're pretty well on track. If you get everything done on the next agenda, shouldn't be a problem.

MR. JOSEPH: That is what, two weeks?

MR. PETRO: No, it's the second and fourth Wednesday of each month, September 9 back to the workshop right, too?

MR. EDSALL: It would be good if you can get the lighting plan for that.

MR. BABCOCK: It's not going to hold up anything.

MR. JOSEPH: Can I schedule a workshop now?

MS. MASON: Call me in the morning.

MR. PETRO: Make a note on the plan that the drainage will sheet flow to the stream by natural contour of the property. By doing that, it's a Class A stream, are we going to have a problem with anyone, Mark?

MR. EDSALL: I'll check. Based on the size of the lot but I believe this lot is not--

MR. PETRO: Now we're making an impervious surface, they are going to be parking vehicles that drop grease or gas and it's going into a Class A stream, please look into it.

MR. EDSALL: I'll look into it and probably find that it is the identical situation of all the lots along Silver Stream, but I'll look to see cause there are certain criteria when you get over a certain size lot.

MR. PETRO: Okay, thank you.

MR. EDSALL: I'd get ahold of Central Hudson and make sure that they have all, push toward getting you a plan maybe for next Wednesday, so we don't lose any time.

MR. JOSEPH: Yeah.



RICHARD D. McGOEY, P.E. WILLIAM J. HAUSER, P.E. MARK J. EDSALL, P.E. JAMES M. FARR, P.E.

Licensed in NEW YORK, NEW JERSEY and PENNSYLVANIA

#### TOWN OF NEW WINDSOR PLANNING BOARD REVIEW COMMENTS

☐ Main Office

45 Quassaick Ave. (Route 9W) New Windsor, New York 12553 (914) 562-8640 e-mail: mheny@att.net

□ Regional Office

507 Broad Street Milford, Pennsylvania 18337 (717) 296-2765 e-mail: mhepa@ptd.net



**REVIEW NAME:** 

JIM SMITH USED CAR SALES/AUTO REPAIR SITE PLAN

PROJECT LOCATION:

NYS ROUTE 207

SECTION 3-BLOCK 1-LOT 23

**PROJECT NUMBER:** 

98-28

DATE:

26 AUGUST 1998

**DESCRIPTION:** 

THE APPLICATION PROPOSES A CHANGE IN USE FOR THE SITE FROM RETAIL SALES AND AUTO REPAIR TO USED

CAR SALES AND AUTO REPAIR.

1. The property is located within the Neighborhood Commercial (NC) Zoning District of the Town. The proposed used car sales and rental car use is not permitted in the zone; however, it is indicated that the Applicant obtained a use variance for same on 13 July 1998. With regard to the auto service repair garage use, same is being continued and is an existing special permit use.

The uses by variance would have no applied bulk requirements; the Special Permit Use would have specific bulk requirements. Some of these bulk values are shown on the plan, although the table is not complete.

- 2. With regard to the plan submitted, I have the following comments:
  - a. The bulk table should be made complete.
  - b. A detail should be provided for the handicapped parking space at the front of the site.
  - c. The Applicant has advised that Central Hudson will be providing the lighting for the site. A lighting plan should be provided.

#### TOWN OF NEW WINDSOR PLANNING BOARD REVIEW COMMENTS PAGE 2

**REVIEW NAME:** 

JIM SMITH USED CAR SALES/AUTO REPAIR SITE PLAN

PROJECT LOCATION:

NYS ROUTE 207

SECTION 3-BLOCK 1-LOT 23

PROJECT NUMBER:

98-28

DATE:

26 AUGUST 1998

- d. The Applicant indicates that the rear used car/rental car area will be compacted Item 4 with no surface treatment or pavement. At minimum, and to be consistent with previous Planning Board standards, I believe an oil and chip rolled surface (equivalent to private road) would be required.
- e. The plan should indicate the locations of the existing sewer easements and lines through the property. This would include both the 8" sanitary sewer, as well as the 30" Stewart interceptor line.
- 3. The Planning Board may wish to assume the position of **Lead Agency** under the SEQRA process.
- 4. The Planning Board should determine, for the record, if a **Public Hearing** will be necessary for his **Site Plan**, per its discretionary judgement under Paragraph 48-19.C of the Town Zoning Local Law.
- 5. The Planning Board may wish to make a **determination** regarding the type action this project should be classified under SEQRA and make a determination regarding environmental significance.
- 6. The Planning Board should require that a **bond** estimate be submitted for this **Site Plan** in accordance with Paragraph A(1)(g) of Chapter 19 of the Town Code.
- 7. At such time that the Planning Board has made further review of this application, **further engineering reviews** and comments will be made, as deemed necessary by the Board.

Respectfully submitted

Mark J. Edsall, P.E.

Planning Board Engineer

**MJEmk** 

A:JSMITH.mk

# 

PROJECT: Jim Smith P.B.#98-38
LEAD AGENCY: NEGATIVE DEC:
1. <b>AUTHORIZE COORD LETTER</b> : Y N M) S) VOTE: A N CARRIED: YES NO
M)S) VOTE: AN CARRIED: YESNO
WAIVE PUBLIC HEARING: M)S) VOTE: AN WAIVED: YN
SCHEDULE P.H. YN
SEND TO O.C. PLANNING: Y
SEND TO DEPT. OF TRANSPORTATION: Y
REFER TO Z.B.A.: M)S) VOTE: AN
RETURN TO WORK SHOP: YESNO
APPROVAL:
M)S) VOTE: AN APPROVED: M)_5_S)U VOTE: A_5_NO APPROVED CONDITIONALLY:
NEED NEW PLANS: Y N
DISCUSSION/APPROVAL CONDITIONS:
Kevise parkery on the leased lot.

PROJECT: Jan Smith Chev. P.B.# 98-28

LEAD AGENCY:	NEGATIVE DEC:
1. AUTHORIZE COORD LETTER: YN  2. TAKE LEAD AGENCY: Y \( \subseteq \text{N}	M), (A/S)
M) S'S) LN VOTE: A 4 N 0 CARRIED: YES V NO	
WAIVE PUBLIC HEARING: M) 5 S) A VOTE: A4 SCHEDULE P.H. Y N	NO WAIVED: YVN_
SEND TO O.C. PLANNING: Y	
SEND TO DEPT. OF TRANSPORTATION: Y	
REFER TO Z.B.A.: M)S) VOTE: AN	
RETURN TO WORK SHOP: YESNO	
APPROVAL:	
M)S) VOTE: AN APPROVED: M)_LS) VOTE: AN APPROVED CONDITIONAL	
NEED NEW PLANS: YN	
DISCUSSION/APPROVAL CONDITIONS:	
Correct bulk table	
2 - sever easements	
Die & Chip back parking area	
Head results of soil testing	
Donner where display will be	
Put display on the plan	
Wed lighting plan from Cent. Hud 3	for Mark



## TOWN OF NEW WINDSOR

555 UNION AVENUE NEW WINDSOR, NEW YORK 12553

#### NEW WINDSOR PLANNING BOARD REVIEW FORM

TO: FIRE INSPECTOR, D.O.T., WA	ATER, SEWER, HIGHWAY		
PLEASE RETURN COMPLETED FORM TO	D:	RECEIVEL	
MYRA MASON, SECRETARY FOR THE E	PLANNING BOARD	SEP 04 1998	
PLANNING BOARD FILE NUMBER:	_	N.W. HIGHWAY DEI	
The maps and plans for the Site	e Approval <u> </u>		
Subdivision	as subm	itted by	
for the	e building or subdivi	sion of	
		_has been	
reviewed by me and is approved.	/		
disapproved			
If disapproved, please lis			
		and the second s	
	James Lalla HIGHWAY SUPERINTENDE	9/4/98	
	HIGHWAY SUPERINTENDE	INT DATE	
	WATER SUPERINTENDENT	C DATE	
	SANITARY SUPERINTENI	DENT DATE	

#### INTER-OFFICE MEMORANDUM

TO: New Windsor Planning Board

FROM: Town Fire Inspector

DATE: September 9, 1998

**SUBJECT: Jim Smith Site Plan** 

Planning Board Reference Number: PB-98-28

Dated: 3 September 1998

Fire Prevention Reference Number: FPS-98-054

A review of the above referenced subject site plan was conducted on 4 September 1998.

This site plan is acceptable.

Plans Dated: 2 September 1998 Revision 4.

Robert F. Rodgers; C.C.A.

Fire Inspector

RFR/dh



# TOWN OF NEW WINDSOR

555 UNION AVENUE NEW WINDSOR, NEW YORK 12553

#### NEW WINDSOR PLANNING BOARD REVIEW FORM

TO: FIRE INSPECTOR, D.O.T., WATER, SEWER, HIGHWAY
PLEASE RETURN COMPLETED FORM TO:
MYRA MASON, SECRETARY FOR THE PLANNING BOARD
PLANNING BOARD FILE NUMBER: 98-28
DATE PLAN RECEIVED: RECEIVED SEP 3 1998
The maps and plans for the Site Approval
Subdivision as submitted by
for the building or subdivision of
Jim Smith used Cols & Cepails has been
reviewed by me and is approved,
disapproved
If disapproved, please list reason
Ditalis avoilable Conever there is
no Selvice to Divie
, (,
HIGHWAY SUPERINTENDENT DATE  WATER SUPERINTENDENT DATE
SANITARY SUPERINTENDENT DATE



RICHARD D. McGOEY, P.E. WILLIAM J. HAUSER, P.E. MARK J. EDSALL, P.E.

- ☐ Main Office 45 Quassaick Ave. (Route 9W) New Windsor, New York 12553 (914) 562-8640
- ☐ Branch Office 400 Broad Street Milford, Pennsylvania 18337 (717) 296-2765

#### PLANNING BOARD WORK SESSION RECORD OF APPEARANCE

TOWN VILLAGE OF NOW WINDSOR P/B # 98 - 28
WORK SESSION DATE: 9-2-98  APPLICANT RESUB. REQUIRED:
REAPPEARANCE AT W/S REQUESTED:
PROJECT NAME: Jin South Chervolet
PROJECT STATUS: NEWOLD
REPRESENTATIVE PRESENT: ala Joseph / Joseph
MUNIC REPS PRESENT: BLDG INSP.  FIRE INSP.  ENGINEER  PLANNER  P/B CHMN.  OTHER (Specify)
ITEMS TO BE ADDRESSED ON RESUBMITTAL:
- need Lil bulk table
- rote 1e à sign on bldg
- odd orgalfy pe ap.
- new CHGE Ity plan.
next aged a ofth plans
4MJE91 pbwsform

#### INTER-OFFICE MEMORANDUM

**TO: New Windsor Planning Board** 

FROM: Town Fire Inspector

**DATE: August 25, 1998** 

**SUBJECT: Jim Smith Used Cars** 

Planning Board Reference Number: PB-98-28

Dated: 19 August 1998

Fire Prevention Reference Number: FPS-98-045

A review of the above referenced subject site plan was conducted on 24 August 1998.

This site plan is acceptable.

Plans Dated: 4 June 1998

Robert F. Rodgers; C.C.A. Fire Inspector

RFR/dh



## TOWN OF NEW WINDSOR

555 UNION AVENUE NEW WINDSOR, NEW YORK 12553

#### NEW WINDSOR PLANNING BOARD REVIEW FORM

TO: FIRE INSPECTOR, D.O.T., WATER, SEWER, HIGHWAY PLEASE RETURN COMPLETED FORM TO: MYRA MASON, SECRETARY FOR THE PLANNING BOARD PLANNING BOARD FILE NUMBER: 98 - 28 DATE PLAN RECEIVED: RECEIVED AUG 1 9 1998 The maps and plans for the Site Approval Subdivision\_\_\_\_\_as submitted by for the building or subdivision of in Smith Cert, used Covo-Acto has been reviewed by me and is approved\_\_\_\_\_\_ d<del>isapprove</del>d\_\_\_\_ If disapproved, please list reason Water is quailable - building is not HIGHWAY SUPERINTENDENT

SANITARY SUPERINTENDENT DATE

# 1763

## TOWN OF NEW WINDSOR

555 UNION AVENUE NEW WINDSOR, NEW YORK 12553

#### NEW WINDSOR PLANNING BOARD REVIEW FORM

TO: FIRE INSPECTOR, D.O.T., WA	TER, SEWER, HIGHWAY	RECEIVED
PLEASE RETURN COMPLETED FORM TO	:	AUG 2 0 1998
MYRA MASON, SECRETARY FOR THE P	LANNING BOARD	N.W. HIGHWAY DEP'I
PLANNING BOARD FILE NUMBER:	<b>98-28</b> D AUG 1 9 1998	-
The maps and plans for the Site	Approval	
Subdivision	as subr	mitted by
for the	building or subdiv	ision of
		has been
reviewed by me and is approved		
disapproved	•	
If disapproved, please lis	t reason	
	HIGHWAY SUPERINTEN	<i>8 21 198</i> DENT DATE
	WATER SUPERINTENDE	NT DATE
	SANITARY SUPERINTE	NDENT DATE



RICHARD D. McGOEY, P.E. WILLIAM J. HAUSER, P.E. MARK J. EDSALL, P.E.

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☐ Branch Office 400 Broad Street Milford, Pennsylvania 18337 (717) 296-2765

## PLANNING BOARD WORK SESSION RECORD OF APPEARANCE

RECORD OF APPEARANCE	
TOWN VILLAGE OF NEW WINDSON P/B # 98 = 28	
WORK SESSION DATE: 19 AUG 98 APPLICANT RESUB.	
REAPPEARANCE AT W/S REQUESTED: No REQUIRED: FILAY	
PROJECT NAME: Torryth	
PROJECT STATUS: NEW OLD	
REPRESENTATIVE PRESENT: Jui Smith	
MUNIC REPS PRESENT: BLDG INSP  FIRE INSP  ENGINEER  PLANNER  P/B CHMN  OTHER (Specify)	1
ITEMS TO BE ADDRESSED ON RESUBMITTAL:	
- add note re oriz variance	
- OK re ples spares old dinersion - O descrit	
- will got CHGE ltrelan	
- ald 50 20	
- tem + rear pkg? ash 1/s forsible O.	Milin
A	
agrida	

4MJE91 pbwsform



RICHARD D. McGOEY, P.E. WILLIAM J. HAUSER, P.E. MARK J. EDSALL, P.E.

- ☐ Main Office 45 Quassaick Ave. (Route 9W) New Windsor, New York 12553 (914) 562-8640
- ☐ Branch Office 400 Broad Street Milford, Pennsylvania 18337 (717) 296-2765

1-3

#### PLANNING BOARD WORK SESSION RECORD OF APPEARANCE

/	TOWN/VILLAGE OF NEW WINDSOR P/B # 98 = 28
	WORK SESSION DATE: 5-AUG 98 APPLICANT RESUB.
	REAPPEARANCE AT W/S REQUESTED: You REQUIRED: Laterall
	PROJECT NAME: Jim C. H. Colory
	PROJECT STATUS: NEW OLD
	REPRESENTATIVE PRESENT: Poller Juich Mike Relotsti
WOIL	MUNIC REPS PRESENT: BLDG INSP. CEACHEM.LA FIRE INSP. ENGINEER PLANNER P/B CHMN. OTHER (Specify)
west side	ITEMS TO BE ADDRESSED ON RESUBMITTAL:
not resure	207 ACURICA
grand -	1/13 Got ZBA variore for vied can sales & rentala.
). U.	Person varante auto regain
•	Got variane for facale sign (length)
	- check off property pkg possible shift of 10 spaces on the (change from diplay)
	- aute dieni 9×19-25' 10×20.24'
	- create 3i' fire lace (SD20 30' sewer)
	- odd & difail ( add ine and )
	- they converse of sign before awaing
	- and valuance i onto plan
	4MJE91 pbwsform  Mo: hT/l
	Licensed in New York, New Jersey and Pennsylvania and Coh Consol

# TOWN OF NEW VINDSOR

555 UNION AVENUE NEW WINDSOR, NEW YORK 12553 Telephone: (914) 563-4615 Fax: (914) 563-4693

#### PLANNING BOARD APPLICATION

1763	Cultidiation Lot Lin		^		
	Subdivision Lot Lin	e Change	Site Plan_X_	Special Permit	<u>X</u>
	Tax Map Designation: So	ec. <u>3</u> Bloo	ck_1Lot	23.1	
Name of Proj	ect Aconzo/Smith				
Owner of Red	cord Thomas G. Acun	zo	Phon	e	
Address: 37	Keats Dr., New Wi	ndsor, NY	12553	(71:)	
(2	Street Name & Number)	(Post Office)	(State)	(Zip)	
. Name of App	licant Jim Smith Che	v Sales In	c. Phone	778-5545	
Address: D	O. Box 281 Wal	den NV 1	2586		
	Street Name & Number)			(Zip)	
Person Prepar	ring Plan John J. Dra	gan	Phone	e <u>469-6956</u>	<del></del>
Address: Pe	rry Creek Rd., Was	hingtonvil	le, NY	10992	
(S	Street Name & Number)	(Post Office)	(State)	(Zip)	
Attorney Al	an L. Joseph		Phone	294-1100	
Address 26	1 Greenwich Ave.,	Goshen, NY	10924		
	Street Name & Number)			(Zip)	
	notified to appear at Planni	•	~		
Alan L. J (Name)		294-1100 (Pho			
Project Locati	ion: 556 Rt. 207 (Li	ttle Brita.	in Rd.)		
	side of Rt.				feet
(1	Direction) of	(Street)		(No.)	
	etion)	(Street)		•	

98 - 28

PAGE 1 OF 2

(PLEASE DO NOT COPY 1 & 2 AS ONE PAGE TWO-SIDED)

9. Is this property with an Agricultural District of a farm operation located in an Agricultural	t containing a famoperation or within 500 feet District? Yes No X
*This information can be verified in th *If you answer "yes" to question 9, plea Statement".	e Assessor's Office. use complete the attached "Agricultural Data
10. Description of Project: (Use, Size, Number of car sales in addition to previous Also sign approval and erection of	fLots, etc.) To permit car rental and used ly granted permit of auto repair. of chain link fence.
11. Has the Zoning Board of Appeals Granted an	y Variances for this property? yes_xno
12. Has a Special Permit previously been granted	for this property? yes x no
ACKNOWLEDGMENT:	
IF THIS ACKNOWLEDGMENT IS COMPLETI PROPERTY OWNER, A SEPARATE NOTARIZ STATEMENT FROM THE OWNER MUST BE APPLICATION, AUTHORIZING THIS APPLIC	ZED STATEMENT OR PROXY SUBMITTED, AT THE TIME OF
STATE OF NEW YORK)	
SS.: COUNTY OF ORANGE)	
THE UNDERSIGNED APPLICANT, BE STATES THAT THE INFORMATION, STATES CONTAINED IN THIS APPLICATION AND SUDRAWINGS ARE TRUE AND ACCURATE TO AND/OR BELIEF. THE APPLICANT FURTHER TO THE TOWN FOR ALL FEES AND COSTS AT THIS APPLICATION.	MENTS AND REPRESENTATIONS UPPORTING DOCUMENTS AND THE BEST OF HIS/HER KNOWLEDGE ER ACKNOWLEDGES RESPONSIBILITY
SWORN BEFORE ME THIS:  DAY OF July 19 98	APPLICANT'S SIGNATURE
ALAN JOSEPH Notary Public, State of New York	Jim Smith Chev Sales, Inc.  By James B. Smith, President
NOTARY PUlse Provission Expires December 31, 19	Please Print Applicant's Name as Signed
**************************************	*************
RECEIVED AUG 1 9 1998	98-28
DATE APPLICATION RECEIVED	APPLICATION NUMBER

PAGE 2 OF 2

# APPLICANT/OWNER PROXY STATEMENT (for professional representation)

# for submittal to the: TOWN OF NEW WINDSOR PLANNING BOARD

	•
Thomas Acunzo	, deposes and says that he resides
(OWNER)	•
at 37 Keats Dr., New Windsor, NY 1  (OWNER'S ADDRESS)	in the County of Orange
and State of New York	and that he is the owner of property tax map
(Sec. 3 Block 1 designation number(Sec. Block	Lot 23.1 ) Lot which is the premises described in
the foregoing application and that he authorizes:	
Jim Smith Chevrolet Sales, Inc., F	
(Applicant Name & Address, if different fi	rom owner)
Alan L. Joseph, Esq., 261 Greenwic	ch Ave., Goshen, NY 10924
( Name & Address of Professional Repres	entative of Owner and/or Applicant)
to make the foregoing application as described the	erein.
Date:	See Attached
Met (	Owner's Signature
Witness' Signature	Applicant's Signature if different than owner
	Representative's Signature

THIS FORM CANNOT BE WITNESSED BY THE PERSON OR REPRESENTATIVE OF THE COMPANY WHO IS BEING AUTHORIZED TO REPRESENT THE APPLICANT AND/OR OWNER AT THE MEETINGS.

RECEIVED AUG 1 9 1993

98 - 28

## DAVID M. KINTZER

ATTORNEY-AT-LAW

June 15, 1998

Alan L. Joseph 261 Greenwich Avenue Goshen, New York 10924-2105

RE: Jim Smith Chevrolet with Acunzo

Dear Mr. Joseph:

Enclosed please find letter signed by my clients giving permission for Mr. Jim smith to appear before the Town of New Windsor regarding premises located at 898 Route 207, Little Britain Road, New Windsor, New York.

Very truly yours,

DAVID M. KINTZER, ESQ.

DMK/ca encl

1116183

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Janice & Thomas Acunzo 37 Keats Drive New Windsor, N. Y.,12553 (914) 561-8054

June 1, 1998

To whom it may concern;

Mr. Jim Smith has been given permission by my wife, Janice Acunzo, and myself, Thomas Acunzo to appear before the town of New Windsor concerning 898 Route 207, Little Britain Road, New Windsor, New York.

We are the present owners and Jim Smith is the perspective buyer.

Respectfully, Thomas Acunzo Janice Acunzo

Janice Acunzo

Thomas Acunzos

ORIGINAL ON FILE WITH ZBA

#### 617.21 Append

#### State Environmental Quality Review

## SHORT ENVIRONMENTAL ASSESSMENT FORM For UNLISTED ACTIONS Only

PART I—PROJECT INFORMATION (To be completed by Appl	licant or Project sponsor)
1. APPLICANT /SPONSOR	2. PROJECT NAME
Jim Smith Chevrolet Sales, Inc.	Acunzo/Smith
3. PROJECT LOCATION:  Municipality Town of New Windsor	County Orange
PRECISE LOCATION (Street address and road Intersections, prominent in	
556 Rt. 207 (Little Britain Rd.)	
New Windsor, NY 12553	
3-1-23.1	dt
5. IS PROPOSED ACTION:  New Expansion Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: Lay compacted subgra	de item 4 for used car lot in rear.
modify existing site plan to add used	l car sales and car rentals to existing
use, reseal paved areas, restripe park	ing areas, add awnings w/sign, add
landscaping, erect chain link fence.	
7. AMOUNT OF LAND AFFECTED:	
Initially 1.397± acres Ultimately 1.397±	acres
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER	R EXISTING LAND USE RESTRICTIONS?
Yes No If No, describe briefly	_
but requires permits. Variances hav	ve been granted by ZBA.
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?  Residential Industrial Commercial Agric Describe:	culture Park/Forest/Open space Other
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR STATE OR LOCAL)?  [X] Yes	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PER	RMIT OR APPROVAL?
Yes No If yes, list agency name and permit/approval	
Approval for MV Repair Shop. Zba has sales and car rentals.	approved additional uses of used car
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROV	AL REQUIRE MODIFICATION?
I CERTIFY THAT THE INFORMATION PROVIDED ABO	OVE IS TRUE TO THE BEST OF MY KNOWLEDGE
Applicant/sponsor name: James B.7 Smith, Preside	Date: \$1.5/5/
Signature: Discover 13 West	
If the action is in the Coastal Area, and Coastal Assessment Form before p	

**OVER** 

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98 - 28

	b) rigonoy)		
A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCHR, PART 617	7.12? If yes, coordinate the review process	ss and use the FULL EAF.	
	ISTED ACTIONS IN 6 NYCHR, PART 617.6?	If No, a negative declaration	
may be superseded by another involved agency.  Yes No	·		
C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH C1. Existing air quality, surface or groundwater quality or quantity, n potential for erosion, drainage or flooding problems? Explain briefly	olse levels, existing traffic patterns, solid		
NO			
C2. Aesthetic, agricultural, archaeological, historic, or other natural or c	ultural resources; or community or neighbor	rhood character? Explain briefly:	
NO			
C3. Vegetation or fauna, fish, shellfish or wildlife species, significant ha	bitats, or threatened or endangered species	? Explain briefly:	
NO			
C4. A community's existing plans or goals as officially adopted, or a chan	ge in use or intensity of use of land or other r	natural resources? Explain briefly	
ИО			
C5. Growth, subsequent development, or related activities likely to be in	duced by the proposed action? Explain brief	fly.	
NO			
C6. Long term, short term, cumulative, or other effects not identified in	C1-C5? Explain briefly.		
NO			
C7. Other impacts (including changes in use of either quantity or type of	energy)? Explain briefly.		
NO			
D. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO PO	TENTIAL ADVERSE ENVIRONMENTAL IMPA	ACTS?	
PART III—DETERMINATION OF SIGNIFICANCE (To be comple			
INSTRUCTIONS: For each adverse effect identified above, determing Each effect should be assessed in connection with its (a) setting irreversibility; (e) geographic scope; and (f) magnitude. If necessare explanations contain sufficient detail to show that all relevant ad	g (l.e. urban or rural); (b) probability or y, add attachments or reference suppo	of occurring; (c) duration; (d) orting materials. Ensure that	
Check this box if you have Identified one or more pot occur. Then proceed directly to the FULL EAF and/or		se Impacts which MAY	
Check this box If you have determined, based on the documentation, that the proposed action WILL NOT AND provide on attachments as necessary, the reason	result in any significant adverse c		
Name of Lead	Agency		
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible (	Officer	
Signature of Responsible Officer in Lead Agency	Signature of Preparer (If different fro	om responsible officer)	
Date			
2			

## ATTACHMENTS

- A. Flood Hazard Area Development Permit Application Form.
- B. Certificate of Compliance

PLEASE NOTE: IF PROPERTY IS NOT IN A FLOOD ZONE, PLEASE INDICATE THAT ON THIS FORM AND SIGN YOUR NAME. RETURN FORM WITH PLANNING

BOARD APPLICATION.

IF PROPERTY IS LOCATED IN A FLOOD ZONE, PLEASE COMPLETE THE ATTACHED (LEGAL SIZE) PAPERS AND RETURN WITH PLANNING BOARD APPLICATION.

Propterty is not in Flood Zone.

Alan L. Joseph, Esq. Attorney for Applicant

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98- 28

#### TOWN OF NEW WINDSOR PLANNING BOARD

### SITE PLAN CHECKLIST

#### <u>ITEM</u>

<i></i>
1Site Plan Title
2/Applicant's Name(s)
3Applicant's Address
4. Site Plan Preparer's Name
5. Site Plan Preparer's Addres
6Drawing Date
7. Revision Dates
8Area Map Inset
9. Site Designation
10. Properties within 500' of site
11. Property Owners (Item #10)
12. Plot Plan
13Scale (1" = 50' or lesser)
14Metes and Bounds
15. Zoning Designation
16North Arrow
17. Abutting Property Owners
18Existing Building Locations
19Existing Paved Areas
20Existing Vegetation
21Existing Access & Egress

#### PROPOSED I ROVEMENTS

- 22. Landscaping
- 23. Exterior Lighting
- 24. Screening
- 25. \_\_\_ Access & Egress
- 26. \_\_\_\_\_\_ Parking Areas
- 27. Loading Areas
- 28. Paving Details (Items 25 27)
- 29. Curbing Locations
- 30. Curbing through section
- 31. / Catch Basin Locations
- 32. Catch Basin Through Section
- 33. Storm Drainage
- 34. Refuse Storage
- 35. Other Outdoor Storage
- 36. Water Supply
- 37. \_\_\_\_Sanitary Disposal System
- 38. Fire Hydrants
- 39. Building Locations
- 40. Building Setbacks
- 41. Front Building Elevations
- 42. \_\_\_\_Divisions of Occupancy
- 43. Sign Details
- 44. Bulk Table Inset
- 45. Property Area (Nearest 100 sq. ft.)
- 46. Building Coverage (sq. ft.)
- 47. Building Coverage (% of total area)
- 48. Pavement Coverage (sq. ft.)
- 49. Pavement Coverage (% of total area)
- 50. Open Space (sq. ft.)
- 51. Open Space (% of total area)
- 52. No. of parking spaces proposed
- 53. No. of parking spaces required

98- 28 RMC 2 8 2 AM 2 9 1998 REFERRING TO QUESTION 9 ON THE APPLICATION LORM, "IS THIS PROPERTY WITHIN AN AGRICULTURAL DISTRICT CONTAINING A FARM OPERATION OR WITHIN 500 FEET OF A FARM OPERATION LOCATED IN AN AGRICULTURAL DISTRICT, PLEASE NOTE THE FOLLOWING:

54	 Referral to Orange County Planning Dept. is required for all applicants filing AD Statement.
55	 A disclosure Statement, in the form set below, must be inscribed or all subdivision maps prior to the affixing of a stamp of approval, whether or not the Planning Board specifically requires such a statement as a condition of approval.

"Prior to the sale, lease, purchase, or exchange of property on this site which is wholly or partially within or immediately adjacent to or within 500 feet of a farm operation, the purchaser or leaser shall be notified of such farm operation with a copy of the following notification.

It is the policy of this State and this community to conserve, protect and encourage the development and improvement of agricultural land for the production of food, and other products, and also for its natural and ecological value. This notice is to inform prospective residents that the property they are about to acquire lies partially or wholly within an agricultural district or within 500 feet of such a district and that farming activities occur within the district. Such farming activities may include, but not be limited to, activities that cause noise, dust and odors.

This list is provided as a guide only and is for the convenience of the Applicant. The Town of New Windsor Planning Board may require additional notes or revisions prior to granting approval.

#### PREPARER'S ACKNOWLEDGMENT:

THE PLAT FOR THE PROPOSED SUBDIVISION HAS BEEN PREPARED IN ACCORDANCE WITH THIS CHECKLIST AND THE TOWN OF NEW WINDSOR ORDINANCES, TO THE BEST OF MY KNOWLEDGE.

BY:		
_	Licensed Professional	Date
	Tobe	

98 - 28